

# CITY OF SUNNYVALE

*The Heart of Silicon Valley<sup>sm</sup>*

456 WEST OLIVE AVENUE    SUNNYVALE, CALIFORNIA 94086    (408) 730-7480

Anthony (Tony) Spitaleri  
Mayor

Melinda Hamilton  
Vice Mayor

John N. Howe  
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Ron Swegles  
Councilmember

Christopher R. Moylan  
Councilmember

David Whittum  
Councilmember

January 29, 2008

The Honorable Elaine Alquist  
State Capitol Building, Room 5080  
Sacramento, Ca 95814

**Subject: Proposed Requirements to be Imposed on Bay Area Municipalities**

Dear Senator Alquist:

On behalf of the City of Sunnyvale, in coordination with the Santa Clara Urban Runoff Pollution Prevention Program (SCVURPPP), I urge you to assist us in opposing the recent "Tentative Order" issued by the Regional Water Board setting forth over 95 pages of proposed requirements to be imposed on 77 of the Bay Areas municipal agencies over the next five years through a "Municipal Regional Permit" (MRP).

The City, as a member of the SCVURPPP, has been focused on local and regional challenges and opportunities to improving the quality of urban runoff that flows to our local creeks, the San Francisco Bay and Delta, and the Ocean over the past 15 years.

The Regional Water Board's 190 page "Tentative Order" includes requirements mandating that Bay Area municipalities devote staff and fiscal resources to a variety of efforts to address stormwater and urban runoff pollution that the municipalities and their operations do not themselves cause, but are nevertheless asked to control. As evidenced by the national recognition of the SCVURPPP's efforts, **we are prepared to help address and reduce such pollution, but believe such efforts must be properly prioritized and phased to avoid waste and reflect the realities of municipal budgets in California**, which are constrained by numerous competing demands (including from Sacramento) and limited revenue (as the result of Proposition 218).

The City is willing to help address stormwater pollution and improve water quality, however, Bay Area municipalities cannot accomplish these ambitious goals by themselves and without flexibility and additional help from you and your colleagues in the Legislature.

**What can you do?**

- Enact measures to enhance municipality's severely constrained fiscal situations.
- Augment prior requests to Chairman Muller and the Regional Water Board staff to make clear that, while it is critical to ask Bay Area municipalities to do more to address controllable sources of trash pollution within their jurisdictions, it is also essential that the MRP requirements be prioritized and phased commensurate with a realistic assessment of current municipal resources and the other burdens being placed on Bay Area cities, counties and special districts at this time.

If you have questions regarding the matters covered by this letter or would like to discuss them further, please contact me or Yvette Agredano, Intergovernmental Relations Officer at (408) 730-7536.

Sincerely,

A handwritten signature in black ink, reading "Anthony (Tony) Spitaleri". The signature is fluid and cursive, with the first name "Anthony" and the last name "Spitaleri" being more prominent than the middle name "Tony" in parentheses.

Anthony (Tony) Spitaleri  
Mayor

cc: John Muller, Chair, Regional Water Board  
Bruce Wolfe, Executive Officer, Regional Water Board  
BASMAA Executive Board  
Amy Chan, City Manager